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March 15, 2017

VIA ECF

The Hon. Kenneth M. Karas
United States District Judge
The Hon. Charles L. Brieant Jr. United States Courthouse
300 Quarropas Street, Chambers 533
White Plains, NY 10601-4150

Re: *Fair Housing Justice Center, Inc. et al. v. Ulster Savings Bank*
Civil Case No. 7:16-cv-08608-KMK – Update Following Premotion
Conference

Your Honor:

This firm represents the Defendant in the above-referenced matter. Thank you for hearing us last week at the premotion conference on our proposed motion to dismiss. We are writing pursuant to the Court's request for an update regarding the proposed motion.

In light of the questions posed during the conference, the Defendant thinks that it would be helpful to the Court if the Defendant presents its arguments in the context of a motion for summary judgment rather than a motion to dismiss. Accordingly, although the Defendant continues to think that the Complaint fails to state a claim for relief, we do not intend to proceed with a motion to dismiss at this time, and we respectfully reserve the right to renew our arguments at the Rule 56 stage of these proceedings.

The Court instructed that, in the event Defendant decided not to file a motion to dismiss, counsel for the parties should work together to agree upon an answer deadline. The parties have agreed that Defendant's Answer is due on or before March 27, 2017.

Thank you again.

Respectfully submitted,

/s/ Ian M. Goldrich

Ian M. Goldrich

/s/ Joseph S. Dowdy

Joseph S. Dowdy

cc: Mariann Meier Wang, Esq., Counsel for Plaintiffs (via ECF)
Alice Goldman Reiter, Esq., Counsel for Plaintiffs (via ECF)